

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

07-21-2003

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

NESTLE WATERS NORTH
AMERICA INC.,

Opposer,

v.

PURETECH WATERS
OF AMERICA, INC.,

Applicant.

Opposition No. 91153280

OPPOSER'S MOTION ON CONSENT FOR
EXTENSION OF DISCOVERY AND TESTIMONY PERIOD

Opposer, Nestle Waters North America Inc., hereby moves to extend by
sixty (60) days, the discovery and testimony periods as follows:

Discovery period to close:

September 15, 2003

30-day testimony period for party in position of
plaintiff to close:

December 15, 2003

30-day testimony period for party in position of
defendant to close:

February 13, 2004

15-day rebuttal testimony period for plaintiff
to close:

March 29, 2004

This extension is not being sought for purposes of delay. The parties are discussing settlement and the requested extension is needed to enable them to determine whether this matter may be resolved without continuing the opposition. Applicant's counsel, John R. Horvack, Jr., Esq., has consented to this request.

07/00/2003TAS

This motion is being submitted in triplicate.

FISH & NEAVE

Dated: July 16, 2003

By: Jeffrey D Parnass
Susan Prohoff
Jeffrey D. Parnass

1251 Avenue of the Americas
New York, New York 10020
(212) 596-9000

Attorneys for Opposer,
Nestle Waters North America Inc.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner of Trademarks, 2300 Crystal Drive, Arlington, VA 22202-3513 on the date which appears below.


Walter H. Rlevan
Name

July 16, 2003
Date of Signature and Deposit

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of July, 2003, a true and correct copy of Opposer's Motion On Consent For Extension Of Discovery And Testimony Periods was served upon applicant's counsel by first class mail, postage prepaid, addressed as follows:

John R. Horvack, Jr., Esq.
Carmody & Torrance, LLP
Leavenworth, P.O. Box 1110
Waterbury, CT 06721-1110


Jeffrey D. Parnass